

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

LISA PENNICK,

Plaintiff,

**V.**

05-cv-11060-WGY

MICHELLE GRENNON, GRENNON  
DESIGN

Defendants.

**JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)**

The parties to the above-captioned action submit the following joint statement pursuant to Local Rule 16.1(D), all of which is agreed:

## I. DISCOVERY AND MOTION SCHEDULE

### A. Initial Disclosures

The parties agree to exchange the initial disclosures required under Federal Rule of Civil Procedure 26(a)(1) by August 5, 2005.

## B. Merits Discovery

1. Merits discovery will commence after August 5, 2005.
2. The parties will exchange documents pursuant to Federal Rule of Civil Procedure 26(a)(1)(B) by August 19, 2005.
3. Merits discovery, including the taking of all depositions, will be completed on or before September 28, 2005.
4. Federal Rules of Civil Procedure 33, 34, and 36 will govern requests for interrogatories, production of documents, and admission. The parties will endeavor to respond to written discovery requests within 20 days.

### C. Experts

1. Plaintiff will identify her initial experts and produce written expert reports on or before August 12, 2005.
2. Defendants will identify their experts and produce written expert reports on or before September 7, 2005.
3. The parties will identify any rebuttal experts and produce all written expert reports on or before September 19, 2005.

**D. Summary Judgment**

1. Motions for summary judgment, if any, will be filed on or before October 3, 2005.
2. Oppositions, if any, will be filed on or before October 17, 2005.
3. A hearing on all motions for summary judgment will be held subject to the Court's calendar.

**E. Trial**

A pretrial conference will be held on or after November 7, 2005, subject to the Court's calendar and trial will commence subject to the Court's calendar on or after December 5, 2005.

**II. MAGISTRATE JUDGE**

The parties do not consent to have this case referred to a magistrate judge.

**III. MEDIATION**

The parties consent to have this case referred to mediation, and ask that the Court refer the parties to the Court sponsored mediation program. The parties further ask that the Court request that this case be heard through the mediation program on an expedited basis.

**IV. CERTIFICATIONS**

The required certifications will be submitted by August 5, 2005.

Respectfully submitted,

Plaintiff,

Defendants,

LISA PENNICK

MICHELLE GRENNON and  
GRENNON DESIGN

By Her Attorneys,

By Their Attorneys,

/s/ Jacob T. Elberg

Thomas E. Dwyer, Jr. (BBO # 139660)  
David A. Bunis (BBO # 550570)  
Jacob T. Elberg (BBO # 657469)  
Dwyer & Collora, LLP  
600 Atlantic Avenue  
Boston, MA 02210  
(617) 371-1000  
(617) 371-1037 (fax)

/s/ Eric M. Sommers

Eric M. Sommers (BBO # 649611)  
Thomas J. Donovan (Pro Hac Vice)  
McLane, Graf, Raulerson & Middleton  
900 Elm Street  
P.O. Box 326  
Manchester, NH 03105  
(603) 628-1337  
(603) 625-5650 (fax)

Dated: August 3, 2005